

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Patent Application)
 Toshio KOBAYASHI et al.) Group Art: 2818
 Serial No. 09/735,938)
 Filed: December 14, 2000) Examiner: Thong Q. Le
 For: NONVOLATILE SEMICONDUCTOR) Confirmation No. 8075
 MEMORY DEVICE AND METHODS)
 FOR OPERATING AND)
 PRODUCING THE SAME)

RESPONSE TO ELECTION REQUIREMENT OF PAPER NO. 02

Commissioner for Patents
 Washington, D.C. 20231

Sir:

In full and timely response to the election of invention requirement of August 15, 2003 (Paper No. 02), please amend the above-identified application as follows:

IN THE CLAIMS:

Please cancel claims 41 and 42 without prejudice to their presentation in a divisional application as of right.

REMARKS

This is in full and timely response to the requirement for an election of invention dated August 15, 2003 (Paper No. 02). Please note that a substitute specification with minor changes to claims 19, 26, 35 and 37 is simultaneously submitted with this paper. No new matter is there presented.

The Applicant, through its representatives and attorneys, respectfully elects with traverse the invention of Group I having claims 1 to 40, drawn to an apparatus and method for control of a